

AN ACT

relating to suspension or denial of issuance or renewal of a license for failure to pay child support.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 232.008, Family Code, is amended by amending Subsection (b) and adding Subsection (b-1) to read as follows:

(b) Subject to Subsection (b-1), the ~~[The]~~ court or Title IV-D agency may stay an order suspending a license conditioned on the individual's compliance with:

(1) a reasonable repayment schedule that is incorporated in the order;

(2) the requirements of a reissued and delivered subpoena; or

(3) the requirements of any court order pertaining to the possession of or access to a child.

(b-1) The court or Title IV-D agency may not stay an order under Subsection (b)(1) unless the individual makes an immediate partial payment in an amount specified by the court or Title IV-D agency. The amount specified may not be less than \$200.

SECTION 2. Section 232.0135(b), Family Code, is amended to read as follows:

(b) A licensing authority that receives the information described by Subsection (a) shall refuse to accept an application

1 for issuance of a license to the obligor or renewal of an existing
2 license of the obligor until the authority is notified by the child
3 support agency that the obligor has:

4 (1) paid all child support arrearages;

5 (2) made an immediate payment of not less than \$200
6 toward child support arrearages owed and established with the
7 agency a satisfactory repayment schedule for the remainder or is in
8 compliance with a court order for payment of the arrearages;

9 (3) been granted an exemption from this subsection as
10 part of a court-supervised plan to improve the obligor's earnings
11 and child support payments; or

12 (4) successfully contested the denial of issuance or
13 renewal of license under Subsection (d).

14 SECTION 3. (a) Section 232.008(b-1), Family Code, as added
15 by this Act, applies only to an order suspending a license that is
16 rendered on or after the effective date of this Act. An order
17 suspending a license rendered before the effective date of this Act
18 is governed by the law in effect on the date the order was rendered,
19 and the former law is continued in effect for that purpose.

20 (b) Section 232.0135(b), Family Code, as amended by this
21 Act, applies only to a notice provided under Section 232.0135(a),
22 Family Code, on or after the effective date of this Act. A notice
23 provided under Section 232.0135(a), Family Code, before the
24 effective date of this Act is governed by the law in effect on the
25 date the notice was provided, and the former law is continued in
26 effect for that purpose.

27 SECTION 4. This Act takes effect September 1, 2013.

H.B. No. 1846

President of the Senate

Speaker of the House

I certify that H.B. No. 1846 was passed by the House on May 2, 2013, by the following vote: Yeas 142, Nays 5, 2 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 1846 was passed by the Senate on May 22, 2013, by the following vote: Yeas 30, Nays 1.

Secretary of the Senate

APPROVED: _____

Date

Governor